

**AN ORDINANCE BY
PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

AN ORDINANCE TO AMEND CHAPTER 14, ARTICLE I (ENTITLED "SHOOTING GALLERIES") AT SECTION 14-5; CHAPTER 14, ARTICLE I (ENTITLED "GAME CENTERS") AT SECTION 14-9; CHAPTER 14, ARTICLE IV, DIVISION 2 (ENTITLED "POOLROOMS AND BILLIARD ROOMS") AT SECTION 14-103; CHAPTER 14, ARTICLE VI, DIVISION 2 (ENTITLED "BUNGEE JUMPING") AT SECTION 14-189; CHAPTER 14, ARTICLE VII, DIVISION 2 (ENTITLED "BURLESQUE THEATERS") AT SECTION 14-231; CHAPTER 14, ARTICLE VIII, DIVISION 2 (ENTITLED "LINGERIE MODELING STUDIOS") AT SECTION 14-323; CHAPTER 14, ARTICLE IX, DIVISION 1 (ENTITLED "ADULT DANCEHALLS") AT SECTIONS 14-382 AND 14 384; CHAPTER 14, ARTICLE IX, DIVISION 2 (ENTITLED "TEEN DANCEHALLS") AT SECTIONS 14-427 AND 14-429; CHAPTER 30, ARTICLE V (ENTITLED "AUTOMOBILE OR MOTORCYCLE RACES") AT SECTION 30-528; CHAPTER 30, ARTICLE VI (ENTITLED "BONDING AGENTS") AT DIVISION 2, SECTION 30-566; CHAPTER 30, ARTICLE VII (ENTITLED "DOOR TO DOOR SALES") AT DIVISION 2, SECTION 30-613; CHAPTER 30, ARTICLE VIII (ENTITLED "ESCORT SERVICES") AT DIVISION 2, SECTION 30-652; CHAPTER 30, ARTICLE X (ENTITLED "HANDWRITING ANALYSIS, FORTUNETELLING, AND ASTROLOGY") AT DIVISION 2, SECTION 30-727; CHAPTER 30, ARTICLE XI (ENTITLED "HOTELS, LODGINGHOUSES, AND ROOMING HOUSES") AT DIVISION 2, SECTION 30-767; CHAPTER 30, ARTICLE VIX (ENTITLED "GYMNASIUMS, HEALTH CLUBS AND WEIGHT REDUCING OR BODY BUILDING INSTITUTIONS") AT SECTION 30-841; CHAPTER 30, ARTICLE XV (ENTITLED "LABOR POOLS") AT DIVISION 2, SECTION 30-874; CHAPTER 30, ARTICLE XVI (ENTITLED "MASSAGE ESTABLISHMENTS") AT DIVISION 2, SECTION 30-957; CHAPTER 30, ARTICLE XXI (ENTITLED "STREET PATROLS") AT SECTION 30-1361; CHAPTER 30, ARTICLE XXII (ENTITLED "TELEPHONE SALES CAMPAIGNS") AT SECTION 30-1381; CHAPTER 30, ARTICLE XXIII (ENTITLED "VENDING ON PUBLIC PROPERTY") AT DIVISION 2, SECTION 30-1435; CHAPTER 30, ARTICLE XXIV (ENTITLED "VENDING ON PRIVATE PROPERTY") AT DIVISION 2, SECTION 30-1490; CHAPTER 30, ARTICLE VI (ENTITLED "CAR WASHES") AT SECTION 30-1503; CHAPTER 106, ARTICLE VI (ENTITLED "WEAPON CONTROL") AT DIVISION 2, SECTION 106-268; CHAPTER 122, ARTICLE III (ENTITLED "PAWNBROKERS") AT DIVISION 2, SECTION 122-83; CHAPTER 122, ARTICLE IV (ENTITLED "PRECIOUS METAL DEALERS") AT DIVISION 2, SECTION 122-127; CHAPTER 122, ARTICLE V (ENTITLED "SECONDARY METAL RECYCLERS") AT DIVISION 2, SECTION 122-172; CHAPTER 162, ARTICLE IV (ENTITLED "WRECKERS AND TOWING SERVICES") AT SECTION 162-225; TO ESTABLISH A UNIFORM PERIOD OF SIXTY DAYS WITHIN WHICH THE MAYOR MAY EITHER AFFIRM OR REVISE RECOMMENDATIONS

MADE BY THE LICENSE REVIEW BOARD, OR, IN ORDER TO PREVENT CLEAR ERROR OR TO PREVENT MANIFEST INJUSTICE, TO REMAND CERTAIN MATTERS BACK TO THE LICENSE REVIEW BOARD FOR FURTHER CONSIDERATION; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has an interest in maintaining the health, safety and welfare of the citizens of the City of Atlanta and its visitors; and

WHEREAS, the City of Atlanta has an interest in regulating, through the lawful exercise of its police powers, the regulation of certain businesses within its territorial limits; and

WHEREAS, matters brought to the license review board for hearings pursuant to code provisions contained in Chapters 10, 14, 30, 106, 122, and 162 of the City of Atlanta Code of Ordinances are subject to a variety of provisions related to the time within which the mayor shall review recommendations made by the license review board; and

WHEREAS, it is the desire of the City of Atlanta to make uniform the provisions in all parts of City of Atlanta Code of Ordinances related to the time within which the mayor has to review License Review Board recommendations; and

WHEREAS, it is the desire of the City of Atlanta to provide the mayor with a sixty day review period for all License Review Board recommendations; and

WHEREAS, the City of Atlanta wishes that all amendments set out herein shall be effective immediately upon the mayor's signature.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS, as follows:

Section 1: Chapter 14, Article I, Section 14-5 (Shooting Galleries), which reads:

(a) *Permit required.* Any person desiring to open a shooting gallery shall make a written application for a permit to the department of police. This application will be considered at a regular meeting of the license review board which may recommend that the mayor grant the permit. The mayor shall grant or reject the permit.

is hereby amended to read as follows:

(a) *Permit required.* Any person desiring to open a shooting gallery shall make a written application for a permit to the department of police. This application will be considered at a regular meeting of the license review board which ~~may recommend that the mayor grant the permit. The mayor shall grant or reject the permit.~~ shall conduct a hearing and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of

receipt of said recommendation, deny or grant an application for a new permit. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.

Section 2: Chapter 14, Article I, Section 14-9 (Game Centers), which reads:

Sec. 14-9. Game centers.

(b) *Permit required.* Any person desiring to operate a game center shall make written application for a permit to the department of police. The application shall be considered by the license review board, which shall make recommendations to the mayor as to whether the permit shall be granted. At such time that the permit is granted by the mayor, the game center shall be allowed to open for business.

is hereby amended to read as follows:

(b) *Permit required.* Any person desiring to operate a game center shall make written application for a permit to the department of police. ~~The application shall be considered by the license review board, which shall make recommendations to the mayor as to whether the permit shall be granted.~~ **The license review board shall conduct a hearing at a regular meeting of the license review board on the application and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new permit. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.** At such time that the permit is granted by the mayor, the game center shall be allowed to open for business.

Section 3: Chapter 14, Article IV, Division 2, Section 14-103 (Pool Rooms and Billiard Rooms), which reads:

Sec. 14-103. Investigation, report.

The police chief shall transmit the application for a billiard room license to the license review board, which shall cause a complete investigation to be made into all the particulars of this division and make a report to the mayor.

is hereby amended to read as follows:

Sec. 14-103. Investigation, report.

The police chief shall transmit the application for a billiard room license to the license review board, which shall cause a complete investigation to be made into all the particulars of this division ~~and make a report to the mayor.~~ **When the investigation has been completed, the license review board shall hold a public hearing on the application at a regularly scheduled license review board meeting and shall recommend to the mayor that the application for a license be granted or denied. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new license. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 4: Chapter 14, Article VI, Division 2, Section 14-189 (Bungee Jumping), which reads:

Sec. 14-189. Review.

The police chief shall transmit the application for a license under this division to the license review board. All such applications for licenses shall be acted upon by the license review board after a public hearing. The license review board shall report its recommendations to the mayor, who shall approve or reject the application. No license shall be issued until it has been approved by the mayor.

is hereby amended to read as follows:

Sec. 14-189. Review.

The police chief shall transmit the application for a license under this division to the license review board. All such applications for licenses shall be acted upon by the license review board after a public hearing and the license review board shall report its recommendations to the mayor. **The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new license. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action**

within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.

Section 5: Chapter 14, Article VII, Division 2, Section 14-231 (Burlesque Theaters), which reads:

Sec. 14-231. Application.

Every person desiring to obtain a license to operate a burlesque theater shall make written application to the license review board upon forms to be prepared by the mayor. Among other provisions in the form, it shall state the name and address of the applicant, the place where the proposed burlesque theater is to be located, if a partnership, the names of the partnership, the names of the partners, if a corporation, the names of the officers and other information as may be required by the license review board.

is hereby amended to read as follows:

Sec. 14-231. Application.

(a) Every person desiring to obtain a license to operate a burlesque theater shall make written application to the license review board upon forms to be prepared by the mayor. Among other provisions in the form, it shall state the name and address of the applicant, the place where the proposed burlesque theater is to be located, if a partnership, the names of the partnership, the names of the partners, if a corporation, the names of the officers and other information as may be required by the license review board.

(b) Upon receipt of a completed application, the license review board shall hold a public hearing on the application at a regularly scheduled license review board meeting and shall recommend to the mayor that the application for a license be granted or denied. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new license. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.

Section 6: Chapter 14, Article VIII, Division 2, Section 14-323 (Lingerie Modeling Studios), which reads:

Sec. 14-323. Investigation, granting or denial.

(a) *Investigation.* All applicants shall be investigated by the department of police and its findings shall be presented to the license review board at a public hearing on the application as provided in this division.

(b) *Granting or denial.* The license review board shall recommend its findings to the mayor, who shall approve or deny the application within 60 days of receipt of the license review board's recommendation.

is hereby amended to read as follows:

Sec. 14-323. Investigation, granting or denial.

(a) *Investigation.* All applicants shall be investigated by the department of police and its findings shall be presented to the license review board at a public hearing on the application as provided in this division.

(b) *Granting or denial.* ~~The license review board shall recommend its findings to the mayor, who shall approve or deny the application within 60 days of receipt of the license review board's recommendation.~~ **The license review board shall conduct the hearing and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new license. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 7: Chapter 14, Article IX, Division 1, Section 14-382 (Adult Dance Halls), which reads:

Sec. 14-382. Revocation.

Any adult dancehall license granted shall be subject to revocation for due cause. Whenever in the opinion of the license review board there is cause to revoke the license, a written notice of intention to revoke shall be furnished to the holder thereof three days before a regular or called meeting of the board, at which time the holder of the license may make such showing that the licensee may deem proper. After a hearing, the board shall report its recommendations to the mayor. The board can recommend a fine, suspension, or revocation the license. The

mayor, upon receipt of the recommendation may fine, suspend or revoke the license or take any or no action in the mayor's discretion is to the best interest of the peace and good order of the city.

is hereby amended to read as follows:

Sec. 14-382. Revocation.

Any adult dancehall license granted shall be subject to revocation for due cause. Whenever in the opinion of the license review board there is cause to revoke the license, a written notice of intention to revoke shall be furnished to the holder thereof ~~three~~ **five** days before a regular or called meeting of the board, at which time the holder of the license may make such showing that the licensee may deem proper. After a hearing, the board shall report its recommendations to the mayor. The board can recommend a fine, suspension, or revocation the license. ~~The mayor, upon receipt of the recommendation may fine, suspend or revoke the license or take any or no action in the mayor's discretion is to the best interest of the peace and good order of the city.~~ **The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, affirm or revise the recommendation made by the license review board. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 8: Chapter 14, Article IX, Division 2, Section 14-427 (Teen Dance Halls), which reads:

Sec. 14-427. Revocation.

Any teen dancehall license granted shall be subject to revocation for due cause. Whenever in the opinion of the license review board there is cause to revoke the license, a written notice of intention to revoke shall be furnished to the holder thereof five days before a regular or called meeting of the board, at which time the holder of the license may make such showing that the licensee may deem proper. After a hearing, the board shall report its recommendations to the mayor. The board can recommend a fine, suspension, or revocation the license. The mayor, upon receipt of the recommendation may fine, suspend or revoke the license or take any or no action in the mayor's discretion is to the best interest of the peace and good order of the city.

is hereby amended to read as follows:

Sec. 14-427. Revocation.

Any teen dancehall license granted shall be subject to revocation for due cause. Whenever in the opinion of the license review board there is cause to revoke the license, a written notice of intention to revoke shall be furnished to the holder thereof five days before a regular or called meeting of the board, at which time the holder of the license may make such showing that the licensee may deem proper. After a hearing, the board shall report its recommendations to the mayor. The board can recommend a fine, suspension, or revocation the license. ~~The mayor, upon receipt of the recommendation may fine, suspend or revoke the license or take any or no action in the mayor's discretion is to the best interest of the peace and good order of the city.~~ **The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, affirm or revise the recommendation made by the license review board. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 9: Chapter 30, Article V, Section 30-528 (Automobile or Motorcycle Races), which reads:

Sec. 30-528. Issuance or rejection of permit.

The police chief shall make recommendation as to the granting or refusal of the permit to conduct or promote an automobile or a motorcycle race to the license review board which in turn shall report its recommendation to the mayor, who shall grant or reject the application for a permit.

is hereby amended to read as follows:

Sec. 30-528. Issuance or rejection of permit.

The police chief shall make a recommendation as to the granting or refusal of the permit to conduct or promote an automobile or a motorcycle race to the license review board. ~~which in turn shall report its recommendation to the mayor, who shall grant or reject the application for a permit.~~ **The license review board shall conduct a hearing at a regularly scheduled meeting, and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new license. In addition, within said 60 day period, if the mayor determines**

there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.

Section 10: Chapter 30, Article VI, Division 2, Section 30-566 (Bonding Agents), which reads:

Sec. 30-566. Permit required; prerequisite to issuance of license.

(a) No person shall carry on or be engaged in the business of professional bondsperson until authorized to do so by a permit granted by the mayor upon recommendation of the license review board. No business license shall be issued to a professional bondsperson until this permit has been granted. Fees for applications and annual permits are set forth in City Code section 30-28(a).

is hereby amended to read as follows:

Sec. 30-566. Permit required; prerequisite to issuance of license.

(a) No person shall carry on or be engaged in the business of professional bondsperson until authorized to do so by a permit granted by the mayor upon recommendation of the license review board. **The license review board shall conduct the hearing and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant the application for a new permit. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.** No business license shall be issued to a professional bondsperson until this permit has been granted. Fees for applications and annual permits are set forth in City Code section 30-28(a).

Section 11: Chapter 30, Article VII, Division 2, Section 30-613 (c) (Door to Door Sales), which reads:

Sec. 30-613. Application.

(c) Each application for a permit made pursuant to this division shall be investigated by the mayor or the mayor's designee who shall make a determination with regard to the issuance of the permit within ten days of the application. If such application shall be denied, it shall be brought before the next regularly scheduled meeting of the license review board immediately following

the denial. The license review board shall investigate the denial and report its findings to the mayor for final action.

is hereby amended to read as follows:

Sec. 30-613. Application.

(c) Each application for a permit made pursuant to this division shall be investigated by the mayor or the mayor's designee who shall make a determination with regard to the issuance of the permit within ten days of the application. If such application shall be denied, it shall be brought before the next regularly scheduled meeting of the license review board immediately following the denial. The license review board shall investigate the denial and **after a public hearing**, ~~report its findings~~ make its recommendation to the mayor for final action.

(d) **The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant the application for a new permit. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 12: Chapter 30, Article VIII, Division 2, Section 30-652 (b) ("Escort Services") which reads:

Sec. 30-652. Application; investigation.

(b) All applicants shall be investigated by the department of police and the department's findings shall be presented to the license review board at a public hearing on the application. The license review board shall recommend its findings to the mayor who shall approve or deny the application.

is hereby amended to read as follows:

Sec. 30-652. Application; investigation.

(b) All applicants shall be investigated by the department of police and the department's findings shall be presented to the license review board at a public hearing on the application **and** the license review board shall recommend its findings to the mayor ~~who shall approve or deny the application.~~

(c) **The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny**

or grant the application for a new permit. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.

Section 13: Chapter 30, Article X, Division 2, Section 30-727 (c) and (d) (“Handwriting Analysis, Fortunetelling, and Astrology”) which reads:

(c) After investigation by the department of police, the department's findings shall be presented to the license review board at a public hearing on the application. The license review board shall recommend its findings to the mayor who shall approve or deny the application.

(d) If the mayor does not make a decision to grant or deny an application within 90 calendar days after the license review board makes its recommendation, the application shall be approved or denied wherein the recommendation of the license review board shall become the final decision of the mayor.

is hereby amended to read as follows:

(c) After investigation by the department of police, the department's findings shall be presented to the license review board at a public hearing on the application. The license review board shall recommend ~~its findings~~ to the mayor **that the application for a license shall be granted or denied.** ~~who shall approve or deny the application.~~

~~(d) If the mayor does not make a decision to grant or deny an application within 90 calendar days after the license review board makes its recommendation, the application shall be approved or denied wherein the recommendation of the license review board shall become the final decision of the mayor.~~ **The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new license. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 14: Chapter 30, Article XI, Division 2, Section 30-767 (“Hotels, Lodginghouses, and Rooming Houses”) which reads:

(a) Application for a license required under this division to open or operate any such business shall be in writing and shall be filed with the department of police.

The application shall state the location of the desired business and the name, residence and occupation of the applicant and shall be signed by three citizens of the city certifying to the character of the applicant. The application when so filed shall be referred to the license review board, which shall cause an investigation to be made. When the investigation has been completed, the license review board shall recommend at its next meeting that the application for a license be granted or rejected.

(b) The mayor shall thereupon either grant or reject the application for a license.

is hereby amended to read as follows:

Sec. 30-767. Application.

(a) Application for a license required under this division to open or operate any such business shall be in writing and shall be filed with the department of police. The application shall state the location of the desired business and the name, residence and occupation of the applicant and shall be signed by three citizens of the city certifying to the character of the applicant. The application when so filed shall be referred to the license review board, which shall cause an investigation to be made. When the investigation has been completed, the license review board **shall hold a public hearing on the application at a regularly scheduled license review board meeting and shall recommend to the mayor** ~~at its next meeting~~ that the application for a license be granted or ~~rejected~~ **denied**.

(b) ~~The mayor shall thereupon either grant or reject the application for a license.~~ **The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new license. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 15: Chapter 30, Article XIV, Section 30-841 ("Gymnasiums, Health Clubs and Weight Reducing or Body Building Institutions") which reads:

Sec. 30-841. Business license required

Every gymnasium, health club, aerobics club or slimnastics club owner/operator must first obtain a license before transacting new business or continuing to transact ongoing business.

Upon completion of the application, the licenses & permits unit shall assign a hearing date before the license review board. At the hearing, the

applicant and the licenses and permits unit shall present all evidence regarding the application to the license review board. The license review board then makes a recommendation to the mayor as to whether a license under this subsection should be granted. The mayor then determines whether a license should be issued to the applicant. Annual/renewal fees for license under this subsection are \$500.00. In no event shall an owner/operator of a gymnasium, health club, aerobics club or slimnastics club be required to pay for more than one license under this subsection. In the event that a single owner/operator has more than one type of activity within a single business, that owner/operator shall obtain the more inclusive license of either a gymnasium or health club.

is hereby amended to read as follows:

Every gymnasium, health club, aerobics club or slimnastics club owner/operator must first obtain a license before transacting new business or continuing to transact ongoing business.

Upon completion of the application, the licenses & permits unit shall assign a hearing date before the license review board. At the hearing, the applicant and the licenses and permits unit shall present all evidence regarding the application to the license review board. ~~The license review board then makes a recommendation to the mayor as to whether a license under this subsection should be granted. The mayor then determines whether a license should be issued to the applicant.~~ **The license review board shall conduct the hearing and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new license. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Annual/renewal fees for a license under this subsection are \$500.00. In no event shall an owner/operator of a gymnasium, health club, aerobics club or slimnastics club be required to pay for more than one license under this subsection. In the event that a single owner/operator has more than one type of activity within a single business, that owner/operator shall obtain the more inclusive license of either a gymnasium or health club.

Section 16: Chapter 30, Article XV, Division 2, Section 30-874 (“Labor Pools”) which reads:

Sec. 30-874. Inspection; issuance, denial; term.

As soon as the application is submitted in proper form to the police department with the requested information and accompanied by the correct investigation fee, an inspection and investigation shall be conducted by the police and law department. If all requirements of all departments concerned as well as those qualifications set forth in this article are satisfied, the license shall be issued by the police department. If such application is denied, the application shall be submitted to the license review board, which shall review the application and submit it to the mayor for final action. All licenses issued pursuant to this article shall be valid for a period of one year.

is hereby amended to read as follows:

Sec. 30-874. Inspection; issuance, denial; term.

As soon as the application is submitted in proper form to the police department with the requested information and accompanied by the correct investigation fee, an inspection and investigation shall be conducted by the police and law department. If all requirements of all departments concerned as well as those qualifications set forth in this article are satisfied, the license shall be issued by the police department. If such application is denied, the application shall be submitted to the license review board, ~~which shall review the application and submit it to the mayor for final action.~~ **which shall conduct a hearing and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new license. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.** All licenses issued pursuant to this article shall be valid for a period of one year.

Section 17: Chapter 30, Article XVI, Division 2, Section 30-957 (a) (“Massage Establishments”) which reads:

Sec. 30-957. Inspection and investigation; issuance procedures; term.

(a) If such application for a license required under this division is submitted in proper form, including all information and exhibits required, and accompanied by the correct investigative fee, an inspection and investigation shall be conducted. If all requirements of all departments concerned, as well as those qualifications

specified in this division are met, the license shall be issued by the department of police services. If the department of police recommends denial of the license, the application shall be submitted to the license review board, which shall review such application and submit it to the mayor for final action.

is hereby amended to read as follows:

Sec. 30-957. Inspection and investigation; issuance procedures; term.

(a) If such application for a license required under this division is submitted in proper form, including all information and exhibits required, and accompanied by the correct investigative fee, an inspection and investigation shall be conducted. If all requirements of all departments concerned, as well as those qualifications specified in this division are met, the license shall be issued by the department of police services. If the department of police recommends denial of the license, the application shall be submitted to the license review board, ~~which shall review such application and submit it to the mayor for final action.~~ **The license review board shall conduct a hearing at a regularly scheduled meeting and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant the application for a new license. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 18: Chapter 30, Article XXI, Division 2, Section 30-1361 (c) ("Street Patrols") which reads:

Sec. 30-1361. Suspension or revocation.

(c) The license review board is delegated the authority to conduct the hearings as provided in this section and report its findings and recommendations to the mayor or the mayor's designee. The mayor or the mayor's designee is authorized to suspend or revoke any such permit.

is hereby amended to read as follows:

Sec. 30-1361. Suspension or revocation.

(c) ~~The license review board is delegated the authority to conduct the hearings as provided in this section and report its findings and recommendations to the mayor or the mayor's designee. The mayor or the mayor's designee is authorized to suspend or revoke any such permit.~~ **The license review board shall conduct the hearing and report its conclusions and recommendations to the mayor.**

The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, impose a fine against, or revoke, suspend, or refuse to renew any existing permit. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.

Section 19: Chapter 30, Article XXII, Section 30-1381 ("Telephone Sales Campaigns") which reads:

Sec. 30-1381. Permit required.

(a) It shall be unlawful for any person, in such person's own name or in the name or for the benefit of any other person or organization, to conduct any sales campaign or sales promotion of any nature whatsoever by use of the telephone without first obtaining a permit from the mayor after recommendation of the license review board.

(b) Such permit shall be valid for one year and may be renewed by the police chief or the chief's designee. If the police chief, upon application, fails to renew the permit, the applicant shall be authorized to appear before the license review board.

is hereby amended to read as follows:

Sec. 30-1381. Permit required.

(a) It shall be unlawful for any person, in such person's own name or in the name or for the benefit of any other person or organization, to conduct any sales campaign or sales promotion of any nature whatsoever by use of the telephone without first obtaining a permit from the mayor after recommendation of the license review board **made at a regularly scheduled meeting of the license review board.**

(b) Such permit shall be valid for one year and may be renewed by the police chief or the chief's designee. If the police chief, upon application, fails to renew the permit, the applicant shall be authorized to ~~appear before the license review board~~ **appeal the denial of the permit to the license review board within 20 days of the permit holder's receipt of written notice from the police chief.**

(c) The license review board shall conduct the hearing referenced in subsections (a) and (b) above at a regularly scheduled meeting of the license review board and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or

grant an application for a new permit, or grant the renewal of an expired permit. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.

Section 20: Chapter 30, Article XXIII, Division 2, Section 30-1435 (“Vending on Public Property”) which reads:

Sec. 30-1435. Public hearing on suspension, revocation or denial of permits.

(a) A suspension, revocation or denial of a permit issued under this division may be appealed to the license review board within 20 days of the applicant or permit holder's receipt of notice as described in section 30-1435(b).

(b) Notice of the suspension or revocation shall be given in writing, setting forth the complaint; the grounds for suspension or revocation; and the time, date and place of the hearing. Such notice shall be mailed to the vending permit holder at least five calendar days prior to the date set for the hearing. The notice shall be mailed to the address shown on the application by registered or certified mail.

is hereby amended to read as follows:

Sec. 30-1435. Public hearing on suspension, revocation or denial of permits.

(a) A suspension, revocation or denial of a permit issued under this division may be appealed to the license review board within 20 days of the applicant or permit holder's receipt of notice as described in section 30-1435(b).

(c) Notice of the suspension or revocation shall be given in writing, setting forth the complaint; the grounds for suspension or revocation; and the time, date and place of the hearing. Such notice shall be mailed to the vending permit holder at least five calendar days prior to the date set for the hearing. The notice shall be mailed to the address shown on the application by registered or certified mail.

(c) The license review board shall conduct the hearing and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new permit and may revoke, suspend, or refuse to renew any existing permit. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period,

the recommendation of the license review board shall become the final decision of the mayor.

Section 21: Chapter 30, Article XXIV, Division 2, Section 30-1435 (“Vending on Private Property”) which reads:

Sec. 30-1490. Public hearing on suspension, revocation or denial.

(a) A suspension, revocation or denial of a permit issued under this division may be appealed to the license review board within 20 days of the applicant or permit holder's receipt of notice as described in section 30-1490(b).

(b) Notice of the denial, suspension or revocation shall be given in writing, setting forth the complaint, the grounds for denial, suspension or revocation, and the time, date and place of the hearing. Such notice shall be mailed to the vending permit holder at least five calendar days prior to the date set for the hearing. Such notice shall be mailed by registered or certified mail to the address shown on the application.

(c) After a public hearing, the license review board shall recommend its finding to the mayor, who shall make a final determination.

is hereby amended to read as follows:

Sec. 30-1490. Public hearing on suspension, revocation or denial.

(a) A suspension, revocation or denial of a permit issued under this division may be appealed to the license review board within 20 days of the applicant or permit holder's receipt of notice as described in section 30-1490(b).

(b) Notice of the denial, suspension or revocation shall be given in writing, setting forth the complaint, the grounds for denial, suspension or revocation, and the time, date and place of the hearing. Such notice shall be mailed to the vending permit holder at least five calendar days prior to the date set for the hearing. Such notice shall be mailed by registered or certified mail to the address shown on the application.

(c) ~~After a public hearing, the license review board shall recommend its finding to the mayor, who shall make a final determination.~~ **The license review board shall conduct the hearing at a regularly scheduled license review board meeting and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new permit and may revoke, suspend, or refuse to renew any existing permit. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest**

injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.

Section 22: Chapter 30, Article XXV, Section 30-1503 (e) (“Car Washes”) which reads:

Sec. 30-1503. Application for license.

(e) When the investigation has been completed, this application will be considered at a regular meeting of the license review board which may recommend that the mayor grant or deny the license. The mayor shall grant or reject the license.

is hereby amended to read as follows:

Sec. 30-1503. Application for license.

(e) When the investigation has been completed, this application will be considered at a regular meeting of the license review board which may recommend that the mayor grant or deny the license. ~~The mayor shall grant or reject the license.~~ **The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new license. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 23: Chapter 106, Article VI, Division 2, Section 106-268 (k) (“Weapon Control”) which reads:

Sec. 106-268. Certificate of approval.

(k) *Appeal.* If an applicant's eligibility is revoked, or if the applicant's application is disapproved, both as provided in this section, the chief of police or designee shall promptly notify the applicant of such disapproval or revocation and shall further notify the applicant that the applicant shall have the right to appeal the disapproval or revocation to the license review board. After a hearing, the license review board shall thereupon report its findings and recommendations to the mayor that the action of the chief of police or designee be either affirmed or overruled. After receiving the findings and recommendations of the license review board, the mayor may, in the mayor's discretion, affirm or overrule the action of the chief of police or designee.

is hereby amended to read as follows:

Sec. 106-268. Certificate of approval.

(k) *Appeal.* If an applicant's eligibility is revoked, or if the applicant's application is disapproved, both as provided in this section, the chief of police or designee shall promptly notify the applicant of such disapproval or revocation and shall further notify the applicant that the applicant shall have the right to appeal the disapproval or revocation to the license review board. After a hearing, the license review board shall thereupon report its findings and recommendations to the mayor that the action of the chief of police or designee be either affirmed or overruled. ~~After receiving the findings and recommendations of the license review board, the mayor may, in the mayor's discretion, affirm or overrule the action of the chief of police or designee.~~ **The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new certificate of approval and may revoke any existing certificate of approval. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 24: Chapter 122, Article III, Division 2, Section 122-83 ("Pawnbrokers") which reads:

Sec. 122-83. Investigation, granting or denial.

(a) *Investigation.* All applicants shall be investigated by the department of police, and its findings shall be presented to the license review board at a public hearing on the application as provided in this division.

(1) Upon receiving an application for a pawnshop license, the permits division of the department of police, shall forward a copy of said application to the chairperson(s) of the affected neighborhood planning unit(s) for review.

(2) Said NPU(s) shall subsequently forward its recommendation to the permits division. The recommendation shall become a part of the permits division's report to the license review board.

(b) *Granting or denial.* The license review board shall recommend its findings to the mayor, who shall approve or deny the application.

is hereby amended to read as follows:

Sec. 122-83. Investigation, granting or denial.

(a) *Investigation.* All applicants shall be investigated by the department of police, and its findings shall be presented to the license review board at a public hearing on the application as provided in this division.

(1) Upon receiving an application for a pawnshop license, the permits division of the department of police, shall forward a copy of said application to the chairperson(s) of the affected neighborhood planning unit(s) for review.

(2) Said NPU(s) shall subsequently forward its recommendation to the permits division. The recommendation shall become a part of the permits division's report to the license review board.

(b) *Granting or denial.* ~~The license review board shall recommend its findings to the mayor, who shall approve or deny the application.~~ **The license review board shall conduct the hearing and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new permit. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 25: Chapter 122, Article IV, Division 2, Section 122-127 ("Precious Metals Dealers") which reads:

Sec. 122-127. Processing application; issuance of permit.

After the application for the permit required by this division has been filed, the department of police shall determine whether the applicant has been convicted of a violation of a criminal law or section of this Code or other ordinance involving larceny, burglary or theft of any description as defined in the Criminal Code of Georgia (O.C.G.A. § 16-1-1 et seq.). The application, together with the report of the department of police, shall be forwarded by the department of police to the license review board within 20 days after the initial filing, after which time the license review board shall hold a public meeting and report its recommendation to the mayor for final action. Upon the issuance of a permit to engage in business as a precious metals dealer, the permit holder shall submit an annual permit fee in the amount of \$750.00

is hereby amended to read as follows:

Sec. 122-127. Processing application; issuance of permit.

(a) After the application for the permit required by this division has been filed, the department of police shall determine whether the applicant has been convicted of a violation of a criminal law or section of this Code or other ordinance involving larceny, burglary or theft of any description as defined in the Criminal Code of Georgia (O.C.G.A. § 16-1-1 et seq.). The application, together with the report of the department of police, shall be forwarded by the department of police to the license review board within 20 days after the initial filing, after which time the license review board shall hold a **public hearing on the application.** ~~meeting and report its recommendation to the mayor for final action.~~

(b) **The license review board shall thereafter report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, deny or grant an application for a new permit. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

(c) Upon the issuance of a permit to engage in business as a precious metals dealer, the permit holder shall submit an annual permit fee in the amount of \$750.00

Section 26: Chapter 122, Article V, Division 2, Section 122-172 (“Secondary Metal Recyclers”) which reads:

Sec. 122-172. Processing application; issuance of license.

After the application for the license required by this division is filed with the department of police, a criminal record check will be done. During the investigation by the police, the application shall be transmitted to the department of planning and development for review as to compliance with applicable sections of this Code and the Ordinances. This department shall send its report to the license review board. The license review board shall hold a public hearing and shall report its recommendation, together with the recommendation of the department of planning and development and of the department of police, to the mayor. The mayor shall take final action upon the application. If final action on the application is favorable, the applicant shall be issued an initial annual license for a fee of \$500.00. The initial annual license will allow the licensee to engage in business as a secondary metals recycled or scrap processor and shall be valid until

December 31 of the initial year of issuance, unless the license is suspended or revoked for violations of the Charter or related state laws or this code or other ordinances of the city. Thereafter, the applicant shall be required to obtain a renewal license for each succeeding year. A renewal application shall be accompanied by a fee of \$500.00. A renewal license shall be issued by the licenses and permits unit of the police department if the applicant for renewal continues to meet all of the prerequisites for obtaining an initial license and no action to deny, suspend or revoke the license is pending against the applicant.

is hereby amended to read as follows:

Sec. 122-172. Processing application; issuance of license.

(a) After the application for the license required by this division is filed with the department of police, a criminal record check will be done. During the investigation by the police, the application shall be transmitted to the department of planning and development for review as to compliance with applicable sections of this Code and the Ordinances. This department shall send its report to the license review board.

(b) The license review board shall hold a public hearing and shall report its recommendation, together with the recommendation of the department of planning and development and of the department of police, to the mayor.

(c) **The mayor, upon receiving the recommendations described in subparagraph (b) above, may, within 60 calendar days of receipt of said recommendations, deny or grant an application for a new license. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the application or matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

(d) If final action on the application is favorable, the applicant shall be issued an initial annual license for a fee of \$500.00. The initial annual license will allow the licensee to engage in business as a secondary metals recycled or scrap processor and shall be valid until December 31 of the initial year of issuance, unless the license is suspended or revoked for violations of the Charter or related state laws or this code or other ordinances of the city. Thereafter, the applicant shall be required to obtain a renewal license for each succeeding year. A renewal application shall be accompanied by a fee of \$500.00. A renewal license shall be issued by the licenses and permits unit of the police department if the applicant for renewal continues to meet all of the prerequisites for obtaining an initial license and no action to deny, suspend or revoke the license is pending against the applicant.

Section 27: Chapter 162, Article IV, Section 162-225 (d) (“Wreckers and Towing Services”) which reads:

Sec. 162-225. Revocation of license; appeals from order of revocation.

(d) Any person whose license to operate has been revoked by the police chief or the chief's designee may file an appeal to the license review board within 20 days from the date of revocation. The license review board shall have authority, upon the hearing of the appeal, to recommend to the mayor to reverse, vacate or modify the order of a revocation.

is hereby amended to read as follows:

Sec. 162-225. Revocation of license; appeals from order of revocation.

(d) Any person whose license to operate has been revoked by the police chief or the chief's designee may file an appeal to the license review board within 20 days from the date of revocation. ~~The license review board shall have authority, upon the hearing of the appeal, to recommend to the mayor to reverse, vacate or modify the order of a revocation.~~ **The license review board shall conduct the hearing at a regularly scheduled meeting and report its conclusions and recommendations to the mayor. The mayor, upon receiving the recommendation of the license review board, may, within 60 calendar days of receipt of said recommendation, concur with or reverse the recommendation of the license review board. In addition, within said 60 day period, if the mayor determines there is a need to correct a clear error or prevent a manifest injustice, the mayor may remand the matter back to the license review board for further hearing. If the mayor fails to take action within the 60 day period, the recommendation of the license review board shall become the final decision of the mayor.**

Section 28: The amendments reflected in this ordinance shall become effective immediately upon the mayor's signature.

Section 29: Should it be found that any ordinance or parts of any ordinance are in conflict herewith, then those sections contained herein shall be deemed controlling.



CITY OF ATLANTA


SHIRLEY FRANKLIN
MAYOR

DEPARTMENT OF LAW
68 MITCHELL STREET, S.W.
SUITE 4100
CITY HALL TOWER
ATLANTA, GEORGIA 30303-3520
(404) 330-6400 TELEPHONE
(404) 658-7980 FACSIMILE

ELIZABETH B. CHANDLER
CITY ATTORNEY

INTERDEPARTMENTAL MEMORANDUM

TO: Greg Pridgeon, Chief of Staff

FROM: Saul Schultz, Assistant City Attorney 

DATE: August 8, 2008

RE: **Ordinance to Standardize the Time Within Which LRB Recommendations Are Reviewed by the Mayor to No More Than 60 Days**

The purpose of the attached ordinance is to amend provisions of the City of Atlanta Code of Ordinances in 27 different Chapters that involve review by the License Review Board of license or permit applications and in some instances, review of actions to either suspend or revoke existing licenses or permits. The License Review Board either reviews initial applications for permits or licenses, or serves as an appeal mechanism where such initial applications have been denied or where existing permits or licenses have been suspended or revoked.

The amendments in the attached legislation provide that when the LRB's recommendation is transmitted to the Mayor's office for her review, the Mayor will have a sixty day period within which to complete her review and either affirm the LRB recommendation, revise the LRB recommendation, or remand the matter back to the LRB for further consideration. At present, many of these provisions are either silent on the period of time within which the Mayor may review a matter, or provide for a 90 day period. Your office has asked that we establish a uniform 60 day period for the Mayor to review all types of permit and license applications and/or actions taken against existing permits and licenses that are reviewed by the LRB.

The 27 types of licenses or permits that are affected by the legislation are as follows:

1. SECTION 14-5 ("SHOOTING GALLERIES")
2. SECTION 14-9 ("GAME CENTERS")
3. SECTION 14-103 ("POOLROOMS AND BILLIARD ROOMS")
4. SECTION 14-189 ("BUNGEE JUMPING")
5. SECTION 14-231 ("BURLESQUE THEATERS")
6. SECTION 14-323 ("LINGERIE MODELING STUDIOS")

7. SECTION 14-382/14-384 ("ADULT DANCEHALLS")
8. SECTION 14-427/14-429 ("TEEN DANCEHALLS")
9. SECTION 30-528 ("AUTOMOBILE OR MOTORCYCLE RACES")
10. SECTION 30-566 ("BONDING AGENTS")
11. SECTION 30-613 ("DOOR TO DOOR SALES")
12. SECTION 30-652 ("ESCORT SERVICES")
13. SECTION 30-727 ("HANDWRITING ANALYSIS, FORTUNETELLING, AND ASTROLOGY")
14. SECTION 30-767 ("HOTELS, LODGINGHOUSES, AND ROOMING HOUSES")
15. SECTION 30-841 ("GYMNASIUMS, HEALTH CLUBS AND WEIGHT REDUCING OR BODY BUILDING INSTITUTIONS")
16. SECTION 30-874 ("LABOR POOLS")
17. SECTION 30-957 ("MASSAGE ESTABLISHMENTS")
18. SECTION 30-1361 ("STREET PATROLS")
19. SECTION 30-1381 ("TELEPHONE SALES CAMPAIGNS")
20. SECTION 30-1435 ("VENDING ON PUBLIC PROPERTY")
21. SECTION 30-1490 ("VENDING ON PRIVATE PROPERTY")
22. SECTION 30-1503 ("CAR WASHES")
23. SECTION 106-268 ("WEAPON CONTROL")
24. SECTION 122-83 ("PAWNBROKERS")
25. SECTION 122-127 ("PRECIOUS METAL DEALERS")
26. SECTION 122-172 ("SECONDARY METAL RECYCLERS")
27. SECTION 162-225 ("WRECKERS AND TOWING SERVICES")

If you have any questions or concerns, please call me at 404-330-6491.

Attachment

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): Saul Schultz

Contact Number: (404) 330-6494

Originating Department: _____

Committee(s) of Purview: Public Safety and Legal Administration

Council Deadline: Cycle 14 / August 13, 2008

Anticipated Committee Meeting Date(s): August 26; September 9

Anticipated Full Council Date: September 15

Commissioner Signature _____

Greg Pridgeon

Chief Procurement Officer Signature N/A

CAPTION

AN ORDINANCE TO AMEND CHAPTER 14, ARTICLE I (ENTITLED "SHOOTING GALLERIES") AT SECTION 14-5; CHAPTER 14, ARTICLE I (ENTITLED "GAME CENTERS") AT SECTION 14-9; CHAPTER 14, ARTICLE IV, DIVISION 2 (ENTITLED "POOLROOMS AND BILLIARD ROOMS") AT SECTION 14-103; CHAPTER 14, ARTICLE VI, DIVISION 2 (ENTITLED "BUNGEE JUMPING") AT SECTION 14-189; CHAPTER 14, ARTICLE VII, DIVISION 2 (ENTITLED "BURLESQUE THEATERS") AT SECTION 14-231; CHAPTER 14, ARTICLE VIII, DIVISION 2 (ENTITLED "LINGERIE MODELING STUDIOS") AT SECTION 14-323; CHAPTER 14, ARTICLE IX, DIVISION 1 (ENTITLED "ADULT DANCEHALLS") AT SECTIONS 14-382 AND 14 384; CHAPTER 14, ARTICLE IX, DIVISION 2 (ENTITLED "TEEN DANCEHALLS") AT SECTIONS 14-427 AND 14-429; CHAPTER 30, ARTICLE V (ENTITLED "AUTOMOBILE OR MOTORCYCLE RACES") AT SECTION 30-528; CHAPTER 30, ARTICLE VI (ENTITLED "BONDING AGENTS") AT DIVISION 2, SECTION 30-566; CHAPTER 30, ARTICLE VII (ENTITLED "DOOR TO DOOR SALES") AT DIVISION 2, SECTION 30-613; CHAPTER 30, ARTICLE VIII (ENTITLED "ESCORT SERVICES") AT DIVISION 2, SECTION 30-652; CHAPTER 30, ARTICLE X (ENTITLED "HANDWRITING ANALYSIS, FORTUNETELLING, AND ASTROLOGY") AT DIVISION 2, SECTION 30-727; CHAPTER 30, ARTICLE XI (ENTITLED "HOTELS, LODGINGHOUSES, AND ROOMING HOUSES") AT DIVISION 2, SECTION 30-767; CHAPTER 30, ARTICLE VIX (ENTITLED "GYMNASIUMS, HEALTH CLUBS AND WEIGHT REDUCING OR BODY BUILDING INSTITUTIONS") AT SECTION 30-841; CHAPTER 30, ARTICLE XV (ENTITLED "LABOR POOLS") AT DIVISION 2, SECTION 30-874; CHAPTER 30, ARTICLE XVI (ENTITLED "MASSAGE ESTABLISHMENTS") AT DIVISION 2, SECTION 30-957; CHAPTER 30, ARTICLE XXI (ENTITLED "STREET PATROLS") AT SECTION 30-1361; CHAPTER 30, ARTICLE XXII (ENTITLED "TELEPHONE SALES CAMPAIGNS") AT SECTION 30-1381; CHAPTER 30, ARTICLE XXIII (ENTITLED "VENDING ON PUBLIC PROPERTY") AT DIVISION 2, SECTION 30-1435; CHAPTER 30, ARTICLE XXIV (ENTITLED "VENDING ON PRIVATE

PROPERTY") AT DIVISION 2, SECTION 30-1490; CHAPTER 30, ARTICLE VI (ENTITLED "CAR WASHES") AT SECTION 30-1503; CHAPTER 106, ARTICLE VI (ENTITLED "WEAPON CONTROL") AT DIVISION 2, SECTION 106-268; CHAPTER 122, ARTICLE III (ENTITLED "PAWNBROKERS") AT DIVISION 2, SECTION 122-83; CHAPTER 122, ARTICLE IV (ENTITLED "PRECIOUS METAL DEALERS") AT DIVISION 2, SECTION 122-127; CHAPTER 122, ARTICLE V (ENTITLED "SECONDARY METAL RECYCLERS") AT DIVISION 2, SECTION 122-172; CHAPTER 162, ARTICLE IV (ENTITLED "WRECKERS AND TOWING SERVICES") AT SECTION 162-225; TO ESTABLISH A UNIFORM PERIOD OF SIXTY DAYS WITHIN WHICH THE MAYOR MAY EITHER AFFIRM OR REVISE RECOMMENDATIONS MADE BY THE LICENSE REVIEW BOARD, OR, IN ORDER TO PREVENT CLEAR ERROR OR TO PREVENT MANIFEST INJUSTICE, TO REMAND CERTAIN MATTERS BACK TO THE LICENSE REVIEW BOARD FOR FURTHER CONSIDERATION; AND FOR OTHER PURPOSES.

Financial impact (if any): N/A

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: 8.8.08 Reviewed by: 8/14/08 RMC
(date) (date)

Submitted to Council: _____
(date)